

**GRINDSTAFF & GRINDSTAFF**

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E. C. Grindstaff (1903-1992)  
Everett J. (Ebb) Grindstaff

October 1, 2013

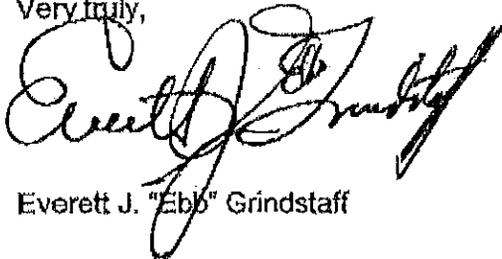
R. Joseph Nicosia  
Water Availability/Water Rights Permitting  
Texas Commission on Environmental Quality

Via facsimile: (512) 239-2214

Dear Mr. Nicosia:

Please find enclosed the recorded Warranty Deed between Bruce Carlin and Lance Jorgenson referencing 40 acre feet, together with the Change of Ownership Form and Application for Amendment to a Water Right. If there is anything else we should do concerning same, please feel free to contact us. Thanking you, I am

Very truly,



Everett J. "Ebb" Grindstaff

EJG/amv

Enclosures

Cc: Lance Jorgenson

RECEIVED  
OCT 01 2013  
WATER RIGHTS PERMITTING

WARRANTY DEED**1932**

THE STATE OF TEXAS  
 COUNTY OF RUNNELS

} KNOW ALL MEN BY THESE PRESENTS:

That I, Bruce R. Carlin, of the County of Tarrant and State of Texas (hereafter called Grantor), for and in consideration of the sum of Ten (\$10.00) Dollars and other valuable consideration to the undersigned paid by the grantee herein named, the receipt of which is hereby acknowledged.

Have GRANTED, SOLD AND CONVEYED, and by these presents do GRANT, SELL AND CONVEY unto Lance Jorgenson, 4000 Coast Guard Blvd, Portsmouth, Virginia 23703, all of the following described water rights in Runnels County, Texas, to-wit:

40 acre feet of water to irrigate a maximum of 52 acres, out of Certificate of Adjudication No. 14-1135 authorizing use of 224 acre feet for agriculture/irrigation of 160 acres of land within three tracts totaling approximately 465.9 acres (same as the 609.9 acres described in Warranty Deed minus 141 acres in the W. T. Hightower Survey, Abstract No. 602 and minus 3 acres "save and except" with a priority of owners' right of February 13, 1914 with an original maximum diversion rate of 3.78 cfs (1700 gpm) for a point of diversion on the Southeast bank of the Colorado River which is South 84° West, 350 feet from the Northwest corner of the aforesaid N. F. Guess Survey of Runnels County, Texas and pursuant to Sec. 11.122 of the Texas Water Code and the Texas Natural Resource Conservation Rule 30 TAC, Sections 295.1 et seq., said permit being for agriculture uses or irrigation purposes.

Reservations from and Exceptions to Conveyance and Warranty: This conveyance is made and accepted SUBJECT TO all valid, subsisting and unreleased easements, rights-of-way, and prescriptive rights whether of record or not; all presently recorded restrictions, reservations, covenants, conditions, oil and gas leases, mineral severances and other recorded instruments, other than liens and conveyances, that affect the property.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said

grantee, his heirs and assigns forever; and I do hereby bind myself and my heirs, executors and administrators to WARRANT AND FOREVER DEFEND all and singular the said premises unto the said grantee, his heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the reservations from and exceptions to conveyance and warranty.

EXECUTED this the 17<sup>th</sup> day of September, 2013.

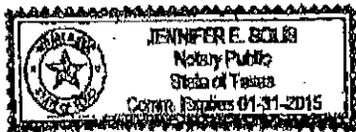
Bruce R. Carlin

THE STATE OF TEXAS

COUNTY OF TARRANT

This instrument was acknowledged before me on the 17<sup>th</sup> day of September, 2013, by Bruce R. Carlin.

Notary Public, State of Texas  
Printed Name: Jennifer Solis  
Commission Expires: 01.31.2015



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FILED  
AT 11:00 O'CLOCK A M  
ON THE 20 DAY OF Sept  
A.D., 20 13

ELESA OCKER  
COUNTY CLERK, RUNNELS COUNTY, TEXAS  
  
DEPUTY  
MANDA COLLUM, SHARNA HILL

STATE OF TEXAS  
COUNTY OF RUNNELS  
I hereby certify that this instrument was FILED on the date and at the time stamped hereon by me and was duly RECORDED in the Official Public Records of Runnels County, Texas, in the Volume and Page as noted hereon by me.



Elesa Ocker  
COUNTY CLERK, RUNNELS COUNTY, TEXAS

VOL. 384 PAGE 293  
RECORDED September 20, 2013

GRINDSTAFF

1932



# Texas Commission on Environmental Quality

PO Box 13088, MC-180  
Austin, Texas 78711-3088  
Telephone (512) 239-4691, FAX (512) 239-4770

## CHANGE OF OWNERSHIP FORM

Request for Transfer of

Permit No. \_\_\_\_\_  Certificate of Adjudication No. 14-1135

Pursuant to TAC 297.81-297.83 relating to Conveyances of Land and Water Rights, the owners must provide the completed copy of this "Change of Ownership" form together with the following:

- (1) Certified and/or recorded copies of legal documents establishing a complete chain of title from owner of record to the current owner. These documents usually consist of deeds and other such conveyances or, in case of an inheritance, the (a) will, (b) probate order and (c) will inventory.
- (2) \$100 fee for changing the ownership records of the permit/certificate of adjudication. Make your remittance payable to Texas Commission on Environmental Quality.

New Owner's Name: Lance Jorgenson

Address: 4000 Coast Guard Blvd., Portsmouth, Virginia 23703

Telephone No(s): Home: 757-295-2246 Office: \_\_\_\_\_ Fax: \_\_\_\_\_

Customer Reference Number (if issued): CN  
Note: If you do not have a Customer Reference Number, complete Section II of the Core Data Form (TCEQ-10400) and submit it with this application.

Lance Jorgenson  
Name (sign)

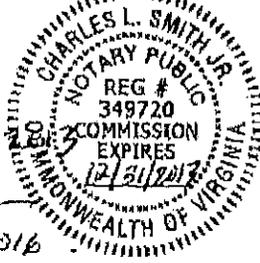
\_\_\_\_\_  
Name (sign)

Lance Jorgenson  
Name (print)

\_\_\_\_\_  
Name (print)

Subscribed and sworn to me as being true and correct before me this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_\_.

PORTSMOUTH  
16<sup>th</sup> SEPTEMBER  
LANCE H. JORGENSON  
Charles L. Smith  
12/21/2016



\_\_\_\_\_  
Notary Public, State of Texas



# Texas Commission on Environmental Quality

PO Box 13087, MC-160, Austin, Texas 78711-3087  
Telephone (512) 239-4691, FAX (512) 239-4770

## APPLICATION FOR AMENDMENT TO A WATER RIGHT

Notice: This form will not be processed until all delinquent fees and/or penalties owed to the TCEQ or the Office of the Attorney General on behalf of the TCEQ are paid in accordance with the Delinquent Fee and Penalty Protocol.

Customer Reference Number (if issued): CN

Note: If you do not have a Customer Reference Number, complete Section II of the Core Data Form (TCEQ-10400) and submit it with this application

1. Name: Lance Jorgenson  
Address: 4000 Coast Guard Blvd.  
Portsmouth, Virginia 23703  
Phone Number: 757-295-2246 Fax Number: \_\_\_\_\_  
Email Address: \_\_\_\_\_

2. Applicant owes fees or penalties?  
 Yes  No  
If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:  
\_\_\_\_\_

3.  Permit No. \_\_\_\_\_  Certificate of Adjudication No. 14-1135  
Stream: Colorado River Watershed: Upper Colorado River Segment  
Reservoir (present condition, if one exists): N/A  
County: Runnels

4. Proposed Changes To Water Right Authorizations:  
Changing 40 acre feet water rights owned by Bruce Carlin under Certificate of adjudication No. 14-1135 to Lance Jorgenson to the proposed land attached hereto.  
(Attach additional page as necessary, attach map/plot depicting project location, diversion point, place of use, and other pertinent data).

5. I understand the Agency may require additional information in regard to the requested amendment before considering this application.

Lance Jorgenson  
Name (sign)  
Lance Jorgenson  
Name (print)

\_\_\_\_\_  
Name (sign)  
\_\_\_\_\_  
Name (print)

Subscribed and sworn to me as being true and correct before me this \_\_\_\_\_ day of PORTSMOUTH, 2016

26th SEPTEMBER 2016  
LANCE JORGENSON  
Charles Jorgenson  
Form TCEQ-10201 (revised 2/2010)  
12/31/2016



\_\_\_\_\_  
Notary Public, State of Texas

### Supplemental Diversion Point Information Sheet

Diversion Point No. As shown on attached map.

1) Watercourse: Colorado River

Location of point of diversion at Latitude \_\_\_\_\_°N, Longitude \_\_\_\_\_°W, also, bearing \_\_\_\_\_° \_\_\_\_\_' \_\_\_\_\_" feet (distance) from the \_\_\_\_\_ corner of the \_\_\_\_\_

\_\_\_\_\_ Original Survey No. 103, Abstract No. 520, in

Runnels County, Texas. (Provide the latitude and longitude coordinates in decimal degrees, to at least six decimal places. Indicate the method used to calculate the diversion point location).

3) Location from County Seat: \_\_\_\_\_ miles in a \_\_\_\_\_ direction from \_\_\_\_\_ County, Texas.

Location from nearby town (if other than County Seat): \_\_\_\_\_ miles in a \_\_\_\_\_ direction from \_\_\_\_\_, a nearby town shown on county highway map.

4) Zip Code: \_\_\_\_\_

5) The diversion will be (check (✓) all appropriate boxes and if applicable, indicate whether existing or proposed):

	Existing	Proposed
<input type="checkbox"/> Directly from stream		
<input type="checkbox"/> From an on-channel reservoir		
<input type="checkbox"/> From a stream to an off-channel reservoir		
<input type="checkbox"/> From a stream to an on-channel reservoir		
<input type="checkbox"/> From an off-channel reservoir		
<input type="checkbox"/> Other method (explain fully, use additional sheets if necessary)		

6) Rate of Diversion (Check (✓) applicable provision):

1. Diversion Facility:

A. 600 Maximum gpm (gallons per minute)

1) \_\_\_\_\_ Number of pumps

2) \_\_\_\_\_ Type of pump

3) \_\_\_\_\_ gpm, Pump capacity of each pump

4) Portable pump \_\_\_\_\_ Yes or \_\_\_\_\_ No

\_\_\_\_\_ 2. If by gravity:

A. \_\_\_\_\_ Headgate \_\_\_\_\_ Diversion Dam \_\_\_\_\_ Maximum gpm

B. \_\_\_\_\_ Other method (explain fully - use additional sheets if necessary)

7) The drainage area above the diversion point is \_\_\_\_\_ acres or \_\_\_\_\_ square miles.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
INTEROFFICE MEMORANDUM

TO: Records Management

DATE: January 22, 2004

Certificate of Adjudication No. 14-1135  
Runnels County  
Colorado River Basin  
Water Rights: ~~244~~ ac/ft Agricultural  
(irrigation) 224 af

FROM: Water Rights Permitting & Availability Section  
Water Supply Division

SUBJECT: Change of Ownership

DELETE: Harvey Gordon Hays, et al (et al consists of: W.B. Hays, Keva Lou Hancock, Jackie Sue Henry, and Peggy Ann Roberston), as joint owners

ADD: Bruce R. Carlin, as owner

A Warranty Deed dated October 14, 2003; Deed of Trust dated October 14, 2003; and Warranty Deed dated March 10, 1998 have been checked and found to cover a portion of the water right.

Ownership of Record with Addresses and Remarks:

Bruce R. Carlin  
P.O. Box 40468  
Ft. Worth, Texas 76140-0468

The ownership of the water rights and the land involved is established as 224 acre-feet for agricultural/irrigation of 160 acres of land within three tracts totaling approximately 465.9 acres (same as the 609.9 acres described in Warranty Deed minus 141 acres in W. T. Hightower Survey, Abstract No. 602 and minus 3 acres "save and except").



Data Entry Made: MC JAN 27 2004

WRP & A Section: \_\_\_\_\_

Change Noted: \_\_\_\_\_

Central Records/Date: \_\_\_\_\_



CERTIFICATE OF ADJUDICATION

CERTIFICATE OF ADJUDICATION NO: 14-1135      OWNER: C. B. HAYS  
COUNTY: Runnels      PRIORITY DATE: February 13, 1914  
WATERCOURSE: Colorado River      BASIN: Colorado River

WHEREAS, by final decree of the 51st District Court of Tom Green County, in Cause No. 44-031-A, In Re: The Adjudication of Water Rights in the Upper Colorado River Segment of the Colorado River Basin, dated September 10, 1976, a right was recognized under Certified Filing No. 31 authorizing C. B. Hays to appropriate waters of the State of Texas as set forth below;

NOW, THEREFORE, this certificate of adjudication to appropriate waters of the State of Texas in the Colorado River Basin is issued to C. B. Hays, his heirs and assigns, subject to the following terms and conditions:

1. USE

Owner is authorized to divert and use not to exceed 224 acre-feet of water per annum from the Colorado River to irrigate a maximum of 160 acres of land within the following surveys:

1. John W. Guest Survey, Abstract No. 587, Runnels County, Texas.
2. N. T. Guest Survey, Abstract No. 1341, Runnels County, Texas.
3. William Guest Survey No. 23, Abstract No. 1228, Runnels County, Texas.

2. DIVERSION

(a) Point of Diversion: At a point on the SE bank of the Colorado River which is S 84° W, 350 feet from the NW corner of the aforesaid N. T. Guest Survey, Runnels County, Texas.

(b) Maximum Diversion Rate: 3.78 cfs (1700 gpm).

3. PRIORITY

The time priority of owner's right is February 13, 1914.

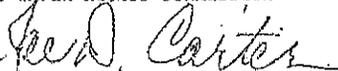
The locations of pertinent features related to this certificate are shown on Page No. 24 of the Upper Colorado River Certificates of Adjudication Maps, copies of which are located in the offices of the Texas Water Rights Commission and the office of the County Clerk.

This certificate of adjudication is issued subject to all terms, conditions and provisions provided for in the final decree of the 51st District Court of Tom Green County, Texas, dated September 10, 1976, in Cause No. 44-031-A, In Re: The Adjudication of Water Rights in the Upper Colorado River Segment of the Colorado River Basin and supersedes all rights of the owner asserted in that cause.

This certificate of adjudication is issued subject to the Rules of the Texas Water Rights Commission and its continuing right of supervision of State water resources consistent with the public policy of the State set forth in Water Code §1.003.

This water right is appurtenant to and is an undivided part of the above-described land within which irrigation is authorized. A transfer of any portion of the land described includes, unless otherwise specified, a proportionate amount of the water right owned by the owner or seller at the time of the transaction.

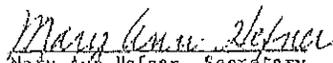
TEXAS WATER RIGHTS COMMISSION

  
Joe D. Carter, Chairman

DATE ISSUED:

AUG 19 1977

ATTEST:

  
Mary Ann Hefner, Secretary